



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 1097**
Kazuhiro OHKOUCHI et al. : Attorney Docket No. 2004_0494
Serial No. 10/810,898 : Group Art Unit 1618
Filed March 29, 2004 : Examiner James M. Spear
QUICKLY DISINTEGRATING : **Mail Stop: Amendment**
SOLID PREPARATIONS

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Official Action dated August 16, 2005, the time for responding thereto being extended for three months in accordance with a petition submitted concurrently herewith.

Reconsideration is respectfully requested in view of the following remarks.

Claims 12, 13 and 33 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Patent No. 6,740,339.

Applicants respectfully request that this ground of rejection be held in abeyance until resolution of any other grounds of rejection.

The sole remaining ground of rejection is the rejection of claims 12, 13 and 33 under 35 U.S.C. 102 as anticipated by WO 98/46215. This ground of rejection is respectfully traversed.

The preparation of the present invention is a quickly disintegrating solid preparation comprising a) an active ingredient, b) a saccharide or sugar alcohol having a specific mean particle diameter, c) a disintegrating agent, and d) a cellulose compound. On the other hand, the